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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2024 OF 2007

Nicholas Piramal India Ltd. Petitioner
versus
Nicholas Employees' Union Respondent

Mr.J.P.Cama, Sr.Counsel with Mogre i/by Haresh Mehta & Co. for petitioner.

Mr.S.K.Talsania a/w Arshad Shaikh i/by Jane Cox for respondents.

CORAM : A.M.KHANWILKAR, J.

DATE : 18th December 2007

PC :

. Parties have settled the matter and presented Minutes of Order duly signed by the respective counsel on record on instructions of the parties which read thus :-

"MINUTES OF ORDER

1) In relation to Point Nos.1,3,4 and 5 at page nos.60 of the Paper Book, there was an amicable settlement between the parties as ordered in the order dated 19th November 2007. the said Order

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shall form part of the Minutes of this order. Therefore, the Interim Order dated 12th June 2007 shall not apply in relation to the work norms and mode of working provided in point no.2 at page no.60 of the Paper Book also as amicably settled between the parties.

2) As regards the remaining item no.2 pertaining to retail audit, the following interim arrangement is arrived at which shall operate during the pendency of Complaint (ULP) No.329 of 2006 viz. :

a) The Medical Representative shall visit 25 chemists a day during the period of the Retail Audit;

b) The period of Retail Audit shall not exceed seven days in a year;

c) The Retail Audit shall be required to be done only in the Headquarter of each respective Medical Representative;

d) In case of any particular Medical Representative is unable to do 25 audits in a day as stated above or the information filled in the

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proforma is incomplete, no disciplinary action shall be taken by the company against the concerned Medical Representatives in that behalf;

3) In view of the above arrangement, show cause notice issued to 16 Medical Representatives for not carrying out the Retail Audit, shall be withdrawn by the Company, to the extent they relate to retail audit.

4) The Industrial Court shall dispose off Complaint (ULP) No.329 of 2006 within one year from today.

5) The petition stands disposed off in terms of Minutes of Order with no order as to costs."

Order in terms of Minutes of Order.

(A.M.KHANWILKAR, J.)